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IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK  
CARMELLA LANZETTA,

Plaintiffs,

**NOTICE OF DEFENDANTS'**  
**MOTION FOR SUMMARY**  
**JUDGMENT**  
Docket No. 08 CV 6181  
(DC)

FLORIO'S ENTERPRISES, INC. d/b/a  
FLORIO'S RESTAURANT, RALPH AMORUSO  
and LAWRENCE AMORUSO,

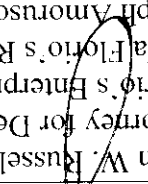
Defendants.

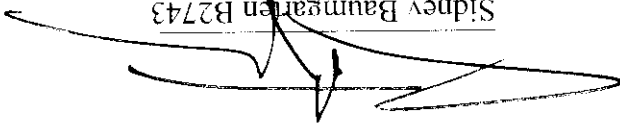
COUNSEL:

PLEASE TAKE NOTICE THAT, upon the defendants' Memorandum of Law,  
the annexed affidavits of Ralph Amoruso and Lawrence Amoruso, sworn to on August  
31, 2009, together with the exhibits annexed thereto, the summons and complaint filed on  
July 18, 2008 and the answer dated September 19, 2008, and the Rule 56.1 Statement  
annexed, the defendants Florio's Enterprises, Inc. d/b/a Florio's Restaurant, Ralph  
Amoruso and Lawrence Amoruso will move this Court, at a Motion Term thereof, to be  
held at the United States District Courthouse for the Southern District of New York, 500  
Pearl Street, Courtroom . New York, New York 10007 on the <sup>19<sup>th</sup></sup> day of September,  
2009 or as soon thereafter as counsel can be heard for an order pursuant to Rule 56, Fed.  
R. Civ. Proc. granting summary judgment in favor of the defendants Florio's Enterprises,  
Inc. d/b/a Florio's Restaurant, Ralph Amoruso and Lawrence Amoruso dismissing the  
complaint and for such other and further relief as the court may deem just and proper.

Dated: New York, New York  
September 1, 2009

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